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Message Text

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TO ALL AMERICAN REPUBLIC DIPLOMATIC POSTS
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FOLLOWING REPEAT SAN JOSE 3011 ACTION SECSTATE 21 JUL 75

QUOTE

UNCLAS SAN JOSE 3011

USDEL 019

FOR USOAS ARA AND L

E.O. 11652: N/A
TAGS: OCON, OAS
SUBJECT: SAN JOSE CONFERENCE - RIO TREATY, ARTICLES 3 & 6

1. FOLLOWING TEXTS WERE APPROVED BY GENERAL COMMITTEE MORNING JULY 21. (COMMENTS FOLLOW SEPTEL.)

2. ARTICLE 3.

1. THE HIGH CONTRACTING PARTIES AGREE THAT AN ARMED ATTACK BY ANY STATE AGAINST AN AMERICAN STATE THAT IS A CONTRACTING PARTY SHALL BE CONSIDERED AN ATTACK AGAINST ALL CONTRACTING PARTIES, AND, CONSEQUENTLY, EACH OF THE SAID CONTRACTING PARTIES UNDERTAKE TO ASSIST IN MEETING THE ATTACK IN THE EXERCISE OF THE INHERENT RIGHT OF INDIVIDUAL OR
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COLLECTIVE SELF-DEFENSE RECOGNIZED BY ARTICLE 51 OF THE CHARTER

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OF THE UNITED NATIONS.

2. ON THE REQUEST OF THE CONTRACTING PARTY OR PARTIES DIRECTLY ATTACKED BY ONE OR MORE OTHER AMERICAN STATES, AND UNTIL THE DECISION OF THE ORGAN OF CONSULTATION PROVIDED FOR IN THIS TREATY, EACH ONE OF THE CONTRACTING PARTIES MAY DETERMINE, DEPENDING ON THE CIRCUMSTANCES, THE IMMEDIATE MEASURES WHICH IT MAY INDIVIDUALLY TAKE IN FULFILLMENT OF THE OBLIGATION CONTAINED IN THE PRECEDING PARAGRAPH.

3. IN THE EVENT OF ARMED ATTACK OF EXTRACONTINENTAL ORIGIN AGAINST ONE OR MORE CONTRACTING PARTIES, AND UNTIL A DECISION IS TAKEN BY THE ORGAN OF CONSULTATION, EACH CONTRACTING PARTY MAY DETERMINE, AT THE REQUEST OF THE PARTY OR PARTIES ATTACKED AND ACCORDING TO THE CIRCUMSTANCES, THE IMMEDIATE MEAFURES IT MAY TAKE IN THE EXERCISE OF ITS RIGHT OF INDIVIDUAL OR COLLECTIVE SELF-DEFENSE IN ACCORDANCE WITH ARTICLE 51 OF THE CHARTER OF THE UNITED NATIONS AND THE OBLIGATION CONTAINED IN PARAGRAPH 1 OF THIS ARTICLE.

4. FOR THE PURPOSES OF PARAGRAPHS 2 AND 3, THE ORGAN OF CONSULTATION SHALL MEET WITHOUT DELAY, ON CONVOCATION BY THE CHAIRMAN OF THE PERMANENT COUNCIL, IN ORDER TO EXAMINE SUCH IMMEDIATE MEASURES AS MAY HAVE BEEN TAKEN BY THE STATES PARTIES IN ACCORDANCE WITH PARAGRAPH 1 OF THIS ARTICLE AND TO AGREE ON THE COLLECTIVE MEASURES THAT MAY BE NECESSARY, INCLUDING THE JOINT ACTION THEY MIGHT TAKE AT THE UNITED NATIONS IN ORDER THAT THE PERTINENT PROVISIONS CONTAINED IN THE UNITED NATIONS CHARTER MAY BE GIVEN EFFECT.

5. THE PROVISIONS OF THIS ARTICLE SHALL BE APPLIED IN CASE OF ANY ARMED ATTACK AGAINST A STATE PARTY WHICH TAKES PLACE WITHIN THE REGION DESCRIBED IN ARTICLE 4 OR WITHIN THE TERRITORY UNDER THE FULL SOVEREIGNTY OF A STATE PARTY.

6. MEASURES OF SELF-DEFENSE PROVIDED FOR UNDER THIS ARTICLE MAY BE TAKEN UNTIL THE SECURITY COUNCIL OF THE UNCLASSIFIED

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UNITED NATIONS HAS TAKEN THE MEASURES NECESSARY TO MAINTAIN INTERNATIONAL PEACE AND SECURITY.

3. ARTICLE 6.

IF THE INVIOLABILITY OFTHE INTEGRITY OF THE TERRITORY OR THE SOVEREIGNTY OR POLITICAL INDEPENDENCE OF ANY STATE PARTY SHOULD BE AFFECTED BY AN ACT OF AGGRESSION, AS

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DEFINED IN ARTICLE 9 OF THIS TREATY, WHICH DOES NOT FALL WITHIN THE SCOPE OF ARTICLE 3, OR OY A CONFLICT OR SERIOUS EVENT THAT MIGHT ENDANGER THE PEACE OF THE AMERICAS, THE ORGAN OF CONSULTATION SHALL MEET IMMEDIATELY TO AGREE ON THE MEASURES THAT MUST BE TAKEN TO ASSIST THE AFFECTED STATE PARTY, AND THE MEASURES AND STEPS THAT SHOULD BE ADOPTED AND TAKEN FOR THE COMMON DEFENSE AND FOR THE MAINTENANCE OF THE PEACE AND SECURITY OF THE CONTINENT.

IF THE INVIOLABILITY OR THE INTEGRITY OF THE TERRITORY OR THE SOVEREIGNTY OR POLITICAL INDEPENDENCE OF ANY OTHER AMERICAN STATE SHOULD BE AFFECTED BY AN ACT OF AGGRESSION AS ESTABLISHED IN ARTICLE 9 OF THIS TREATY OR BY A CONFLICT OR SERIOUS EVENT THAT MIGHT ENDANGER THE PEACE OF THE AMERICAS, THE ORGAN OF CONSULTATION SHALL MEET IMMEDIATELY TO AGREE ON THE MEASURES AND STELS THAT SHOULD BE TAKEN FOR THE COMMON DEFENSE AND FOR THE MAINTENANCE OF THE PEACE AND SECURITY OF THE CONTINENT. TODMAN

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